

## MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

September 27, 1956  
10:00 A.M.

Council Chamber, City Hall

The meeting was called to order with Mayor Miller presiding.

## Roll call:

Present: Councilmen Long, Palmer, Pearson, White, Mayor Miller  
Absent: None

Present also: W. T. Williams, Jr., City Manager; Doren R. Eskew, City Attorney; Reuben Rountree, Jr., Director of Public Works.

The Invocation was delivered by FATHER EUGENE L. DORE, Pastor St. Ignatius Church, 206 West Johanna Street.

The Minutes of September 20th were corrected regarding the employment of FIRST SOUTHWEST CORPORATION as financial consultant to the City. Councilman White moved that the Minutes of September 20, 1956 be approved as corrected. The motion, seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller  
Noes: None

Mayor Miller introduced the following ordinance:

AMENDING AN ORDINANCE ENTITLED: "AN ORDINANCE ESTABLISHING A SOCIAL SECURITY TRUST FUND FOR EMPLOYEES OF THE POLICE AND FIRE DEPARTMENTS OF THE CITY OF AUSTIN; CREATING A BOARD TO ADMINISTER AND OPERATE THE FUND CREATED HEREBY, DEFINING ITS POWERS, DUTIES AND FUNCTIONS; PROVIDING A METHOD OF FINANCING THE SYSTEM; PROVIDING SEVERABILITY AND SAVING CLAUSE AND DECLARING AN EMERGENCY", WHICH ORDINANCE WAS PASSED BY THE CITY COUNCIL ON DECEMBER 22, 1955, AND IS OF RECORD IN ORDINANCE BOOK "U" AT PAGES 820-821; CONTINUING THE SOCIAL SECURITY TRUST FUND FOR EMPLOYEES OF THE POLICE DEPARTMENT; RATIFYING AND CONFIRMING THE RETURN TO THE MEMBERS OF THE FIRE DEPARTMENT THE FUNDS DEPOSITED BY SAID MEMBERS AND AN EQUAL AMOUNT TO THE CITY OF FUNDS DEPOSITED BY THE CITY; AND DECLARING AN EMERGENCY.

The ordinance was read the first time and Councilman Long moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller  
Noes: None

The ordinance was read the second time and Councilman Long moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller  
Noes: None

The ordinance was read the third time and Councilman Long moved that the ordinance be finally passed. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller  
Noes: None

The Mayor announced that the ordinance had been finally passed.

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the construction and maintenance of an aerial passageway over and across the north-south alley in Block 111 of the Original City of Austin, Travis County, Texas, connecting a building located on Lot 1 of said block with a building located on the west sixty (60) feet of Lots 10, 11 and 12 of said block, in accordance with the plans and specifications attached hereto, subject to the conditions hereinafter enumerated, be permitted and that the Building Inspector be authorized to issue a building permit to Irving Goodfriend and Associates for the construction and maintenance of said aerial passageway over said alley; provided however, that said permission shall always be subject to the conditions and provisions of Section 4501 (i) of the Building Code of the City of Austin, in addition to the following, to wit: That the said Irving Goodfriend and Associates shall furnish a certificate of public liability insurance in an insurance company authorized to do business in the State of Texas, insuring to the benefit of the City of Austin and all persons for any and all claims of whatever nature for any cause of action arising out of or connected with the construction, the use, or the existence of said aerial passageway, in amount of not less than Fifty Thousand (\$50,000.00) Dollars per person, and Two Hundred Thousand (\$200,000.00) Dollars per accident and Fifty Thousand (\$50,000.00) Dollars property damage.

The motion, seconded by Councilman Pearson, carried by the following vote:  
Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller  
Noes: None

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, the Board of Equalization of the City of Austin has certified its approval of the tax assessment rolls and records of the City of Austin for the year 1956, and has forwarded the same to the City Council; and,

WHEREAS, said tax assessment rolls appear in all respects to be in correct form and prior to their submission the valuations of property shown in said rolls have been examined and corrected in the manner provided by law and ordinances of the City of Austin by the Board of Equalization; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That subject to such adjustments as may be found necessary by reason of appeals from the Board of Equalization now pending before the City Council, the tax assessment roll, showing a total amount of \$425,404,790.00 valuation for said year, be and the same is hereby approved and adopted.

The motion, seconded by Councilman Pearson, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller

Noes: None

Mayor Miller introduced the following ordinance:

AN ORDINANCE FIXING AND LEVYING MUNICIPAL AD VALOREM TAXES FOR THE CITY OF AUSTIN, TEXAS, FOR THE YEAR 1956, AND FOR EACH YEAR THEREAFTER UNTIL OTHERWISE PROVIDED; DIRECTING THE ASSESSMENT AND COLLECTION THEREOF; AND DECLARING AN EMERGENCY.

The ordinance was read the first time and Councilman White moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman Pearson, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller

Noes: None

The ordinance was read the second time and Councilman White moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman Pearson, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller

Noes: None

The ordinance was read the third time and Councilman White moved that the ordinance be finally passed. The motion, seconded by Councilman Pearson, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller

Noes: None

The Mayor announced that the ordinance had been finally passed.

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, O. B. McKown is the Contractor for the erection of a building located at 2506 Seton Avenue and desires a portion of the sidewalk and street space abutting Lots 15 and 16, Hitchcocks Subdivision, Outlot 51, Division D, of the City of Austin, Travis County, Texas, during the erection of the building such space to be used in the work and for the storage of materials therefor; therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

1. THAT space for the uses hereinabove enumerated be granted to said O. B. McKown, the boundary of which is described as follows:

Sidewalk and Street Working Space

Beginning at the southeast corner of the above described property; thence in a easterly direction and at right angles to the centerline of Seton Avenue 10 feet to a point; thence in a northerly direction and parallel to the centerline of Seton Avenue approximately 97 feet to a point; thence in a westerly direction and at right angles to the centerline of Seton Avenue to the northeast corner of the above described property.

2. THAT the above privileges and allotment of space are granted to the said O. B. McKown, hereinafter termed "Contractor", upon the following express terms and conditions:

(1) That the Contractor shall construct a guard rail within the boundary lines of the above described space, such guard rail to be at least 4 feet high and substantially braced and anchored.

(2) That the Contractor is permitted to construct in his working space a substantial gate which shall be kept closed at all times when not in use, and at all times that such gate is open, the Contractor shall maintain a person at this gate to warn pedestrians and vehicles of approaching trucks. This gate is not to open out so as to impede vehicular or pedestrian traffic.

(3) That no vehicles in loading or unloading material at the working space shall park on any part of the street outside of the allotted working space.

(4) That "No Parking" signs shall be placed on the street side of the barricades.

(5) That the Contractor is permitted to construct a temporary work office within such allotted working space provided such work office is not within 25 feet of any corner street intersection.

(6) That the Contractor shall in no way obstruct any fire plugs or other public utilities in the construction of such barricades.

(7) That provisions shall be made for the normal flow of all storm

waters in the gutter and the Contractor will be responsible for any damage done due to obstruction of any such storm waters.

(8) That the Contractor shall place on the outside corners of any walkway, barricades or obstructions, red lights during all periods of darkness and provide lighting system for all tunnels.

(9) That the Contractor shall remove all fences, barricades, loose materials and other obstructions on the sidewalk and street immediately after the necessity for their existence on said sidewalk or street has ceased, such time to be determined by the City Manager, and in any event all such sidewalk, barricades, materials, equipment and other obstructions shall be removed not later than December 1, 1956.

(10) That the City reserves the right to revoke at any time any and all the privileges herein granted or to require the erection or installation of additional barriers or safeguards if the conditions demand it.

(11) That the use and enjoyment of the spaces herein granted shall not be exclusive as against public needs, and the City, in making such grant reserves the right to enter and occupy any part or all of said space any time with its public utilities, or for other necessary public purposes.

(12) That any public utility, or public or private property disturbed or injured as a result of any of the activities necessary for the completion of the construction work for said building projects, whether done by the Contractor, City Forces, or public utilities, shall be replaced or repaired at the Contractors expense.

(13) That the Contractor shall furnish the City of Austin a surety bond in the sum of One Thousand Dollars (\$1000), which shall protect, indemnify and hold harmless the City of Austin from any claims or damages to any person or property that may accrue to or be brought by any person by reason of the exercise or abuse of the privileges granted the Contractor by the City of Austin and shall guarantee the replacement of all sidewalks, pavement and all other public property and public utilities disturbed or removed during the construction work and shall further guarantee the construction of a walkway and other safeguards during the occupancy of the space.

The motion, seconded by Councilman Palmer, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller

Noes: None

Councilman Pearson offered the following resolution and moved its adoption:

(RESOLUTION)

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT the City Council of the City of Austin hereby approves the property situated on the north side of West 3rd Street as a private gasoline plant consisting of a 500 gallon tank and electric pump for the sole purpose of servicing their own motor equipment, and from which no gasoline is to be sold,

which property is owned by the Turk Equipment Maintenance Company, and is part of Lots 13, 14, 15, & 16, Block 3, Division D, of the City of Austin, Travis County, Texas, and hereby authorizes the said Turk Equipment Maintenance Company to operate a private gasoline plant consisting of a 500 gallon tank and electric pump for the sole purpose of servicing their own motor equipment, and from which no gasoline is to be sold, subject to the same being operated in compliance with all the ordinances relating thereto, and further subject to the foregoing attached recommendations; and the Building Inspector is hereby authorized to issue an occupancy permit for the operation of this private gasoline plant after full compliance with all the provisions of this resolution, and said permission shall be held to be granted, and accepted subject to all necessary, reasonable and proper, present and future regulations and ordinances of the City of Austin, Texas, in the enforcement of the proper police, traffic, and fire regulations; and the right of revocation is retained if, after hearing, it is found by the City Council that the said Turk Equipment Maintenance Company has failed and refused, and will continue to fail and refuse to perform any such conditions, regulations and ordinances.

(Recommendations attached)

"Austin, Texas  
September 28, 1956

"Mr. W. T. Williams, Jr.  
City Manager  
Austin, Texas

"Dear Sir:

"I, the undersigned, have considered the application of the Turk Equipment Maintenance Company, for permission to operate a private gasoline plant consisting of a 500 gallon underground tank and electric pump for the sole purpose of servicing their own motor equipment and from which no gasoline is to be sold, upon property located on the north side of West 3rd Street, which property is designated as parts of Lots 13, 14, 15, & 16, Block 3, Division Z, Raymond Plateau in the City of Austin, Travis County, Texas, and locally known as 1010 West 3rd Street.

"This property is located in an Industrial "D" District and I recommend that this permit be granted subject to the following conditions:

"(1) That the Gasoline tanks and pumps shall be of an approved type and shall bear the label of the Underwriters Laboratories, Inc., and that all tanks and pumps shall be installed in compliance with the Ordinance governing the storage and handling of gasoline.

"(2) That all tanks and pumps shall be located not nearer than 10 feet to the property line and so located that cars stopped for the purpose of unloading or receiving gasoline or other supplies shall not in any way obstruct the free passage of traffic on either the sidewalk, street, or alley.

"(3) That "NO SMOKING" signs shall at all times be prominently displayed and no person shall be permitted to smoke on the premises where gasoline is handled or stored.

"(4) That all fees shall be paid and a permit secured from the Building Inspector's Office before any installation work is started, and that no equipment shall be placed in operation until after final inspection and approval of same.

"Respectfully submitted,  
(Sgd) J. C. Eckert  
Building Inspector"

The motion, seconded by Councilman White, carried by the following vote:  
Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller  
Noes: None

Councilman Pearson offered the following resolution and moved its adoption:

(RESOLUTION)

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT the City Council of the City of Austin hereby approves the property situated on the southwest corner of East 5th Street and Red River Street as a private gasoline plant consisting of one 5000 gallon tank and two 2000 gallon tanks and two electric pumps for the sole purpose of servicing their own motor equipment, and from which no gasoline is to be sold, which property is owned by the Yellow Cab Company, and is Lots 5 and 6, Block 39, in the Original City of Austin, Travis County, Texas, and hereby authorizes the said Yellow Cab Company, to operate a private gasoline plant consisting of one 5000 gallon tank and two 2000 gallon tanks and two electric pumps for the sole purpose of servicing their own motor equipment, and from which no gasoline is to be sold, subject to the same being operated in compliance with all the ordinances relating thereto, and further subject to the foregoing attached recommendations; and the Building Inspector is hereby authorized to issue an occupancy permit for the operation of this private gasoline plant after full compliance with all the provisions of this resolution, and said permission shall be held to be granted, and accepted subject to all necessary, reasonable and proper, present and future regulations and ordinances of the City of Austin, Texas, in the enforcement of the proper police, traffic and fire regulations; and the right of revocation is retained if, after hearing, it is found by the City Council that the said Yellow Cab Company has failed and refused, and will continue to fail and refuse to perform any such conditions, regulations and ordinances.

(Recommendations attached)

"Austin, Texas  
September 27, 1956

"Mr. W. T. Williams, Jr.  
City Manager  
Austin, Texas

"Dear Sir:

"I, the undersigned, have considered the application of the Yellow Cab Company, through A. E. Johnson, Manager, for permission to operate a private gasoline plant consisting of one 5000 gallon underground tank and two 2000 gallon

underground tanks and two electric pumps for the sole purpose of servicing their own motor equipment and from which no gasoline is to be sold, upon property located on the southwest corner of East 5th Street and Red River Street, which property is designated as Lots 5 and 6, Block 39, in the Original City of Austin, Travis County, Texas, and locally known as 507 East 5th Street.

"This property is located in a "C-2" Commercial District and I recommend that this permit be granted subject to the following conditions:

"(1) That the gasoline tanks and pumps shall be of an approved type and shall bear the label of the Underwriters Laboratories, Inc., and that all tanks and pumps shall be installed in compliance with the Ordinance governing the storage and handling of gasoline.

"(2) That all tanks and pumps shall be located not nearer than 10 feet to the property line and so located that cars stopped for the purpose of unloading or receiving gasoline or other supplies shall not in any way obstruct the free passage of traffic on either the sidewalk, street, or alley.

"(3) That "NO SMOKING" signs shall at all times be prominently displayed and no person shall be permitted to smoke on the premises where gasoline is handled or stored.

"(4) That all fees shall be paid and a permit secured from the Building Inspector's Office before any installation work is started, and that no equipment shall be placed in operation until after final inspection and approval of same.

"Respectfully submitted,  
(Sgd) J. C. Eckert  
Building Inspector"

The motion, seconded by Councilman White, carried by the following vote:  
Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller  
Noes: None

Councilman Pearson offered the following resolution and moved its adoption:

(RESOLUTION)

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT the City Council of the City of Austin hereby approves as a filling station site the property located at the northeast corner of South Congress Avenue and East Milton Street which property fronts 110.0 feet on South Congress Avenue and 140.0 feet on East Milton Street, being known as Lots 5 and 6 and a portion of Lot 4 of Block 23 of Swisher Subdivision, in the City of Austin, Travis County, Texas, and hereby authorizes the said LMN Corporation to construct, maintain, and operate a drive-in gasoline filling station and to construct curbs, ramps, and sidewalks in conjunction therewith subject to the same being constructed in compliance with all ordinances relating thereto, and further subject to the foregoing attached recommendations and plans. The Building Inspector is hereby authorized to issue an occupancy permit for the operation of this filling station after full compliance with all the provisions of this resolution, and said permission shall be held to be granted and accepted to

to all necessary, reasonable and proper, present and future regulations and ordinances of the City of Austin, Texas, in the enforcement of the proper Police Traffic and Fire regulations; and the right of revocation is retained, if after hearing it is found by the City Council that the said LMN Corporation has failed and refused and will continue to fail and refuse to perform any such conditions, regulations, and ordinances.

(Recommendations attached)

"September 27, 1956

"Mr. W. T. Williams, Jr.  
City Manager  
Austin, Texas

"Dear Sir:

"We, the undersigned, have considered the application of LMN Corporation for permission to construct, maintain, and operate a drive-in gasoline filling station and to construct commercial driveways in conjunction therewith on the property located at the northeast corner of South Congress Avenue and East Milton Street, which property fronts 110.0 feet on South Congress Avenue and 140.0 feet on East Milton Street, being known as Lots 5 and 6 and a portion of Lot 4 of Block 23 of Swisher Subdivision, in the City of Austin, Travis County, Texas, and the property upon which this filling station is to be located is owned by LMN Corporation. We hereby advise that the following conditions exist.

"The property upon which this filling station is to be located is designated as "C-1" Commercial Use District upon the zoning maps of the City of Austin.

"All drainage, natural or otherwise, from this filling station is to be disposed of in such a manner that such drainage will not flow across the sidewalk area into the street, and furthermore, shall not create a nuisance to other in the neighborhood. It is understood that the disposal of such drainage shall be entirely the responsibility of the property owner. Any waste connection to a storm sewer which empties into an open drainageway shall be discontinued, if the waste becomes a nuisance or damages any property or rights of others in the vicinity of the open drainageway.

"We recommend that LMN Corporation be granted permission to construct, maintain, and operate said drive-in gasoline filling station and to construct curbs, ramps and sidewalks in conjunction therewith subject to the following conditions.

"(1) That all buildings and equipment shall be placed inside of the property line; correct lines to be obtained before construction starts or equipment is installed. Lines and grades to be obtained from the Department of Public Works for entrances and driveways; building lines to be approved by the City Building Inspector. That the applicant shall confer with the Department of Public Works as to future grades of the sidewalks and gutters on the adjacent streets before he starts any construction relative to the filling station.

"(2) That only underground tanks shall be used, and that all pumps shall be so located that it will be impracticable to service motor vehicles therefrom while said motor vehicles are standing on any part of a sidewalk, street, or alley.

"(3) That the gasoline tanks, pumps, and all equipment used in connection with the storage and handling of gasoline shall be an approved type and shall bear the label of Underwriters Laboratories, Inc., and that all construction of the filling station improvements shall be in accordance with the Building Ordinance, the Zoning Ordinance, the Filling Station Ordinance, and in accordance with the ordinance prohibiting the disposal of commercial water or oils upon the City Streets.

"(4) That the grades of the station shall be such that no waste water or oils or any floor washings shall ever pass over the City sidewalk area and that all of said oils and water shall be concentrated into a combined grease and sand trap which shall be constructed in accordance with our standard plan 2 - H - 146.

"(5) That all filling station improvements, pump islands, driveways, ramps, gutters, sidewalks, and curbs shall be constructed of concrete at the expense of the applicant as set forth upon the plan, hereto attached, which plan bears the Department of Public Works file number 2 - H - 1466.

"(6) Expansion joints shall be constructed as shown upon the plan, hereto attached, marked 2 - H - 1466 and shall be of the pre-moulded type.

"(7) When the owner considers that he has complied with all the requirements of the City of Austin for filling stations, he shall apply for a final inspection, and upon approval, the Building Inspector shall issue a Certification of Operation before such filling station can be put into service.

"Respectfully submitted,  
(Sgd) S. Reuben Rountree, Jr. (Wm.O)  
Director of Public Works  
(Sgd) J. C. Eckert  
Building Inspector"

The motion, seconded by Councilman White, carried by the following vote:  
Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller  
Nees: None

Councilman Pearson offered the following resolution and moved its adoption:

(RESOLUTION)

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT the City Council of the City of Austin hereby approves as a filling station site the property located at the northwest corner of the intersection of Grover Avenue and Koenig Lane, which property fronts 139.69 feet on Grover Avenue and 149.92 feet on Koenig Lane, being known as portions of Lots 16 and 17 of Block W of Violet Crown Heights in the City of Austin, Travis County, Texas, and hereby authorizes the said Broadway Oil Company to construct, maintain, and operate a drive-in gasoline filling station and to construct curbs, ramps, and sidewalks in conjunction therewith subject to the same being constructed in compliance with all ordinances relating thereto, and further subject to the foregoing attached recommendations and plans. The Building Inspector is hereby authorized to issue an occupancy permit for the operation of this filling station after full compliance with all the provisions of this resolution, and said permission shall be held to be granted and accepted to all necessary,

reasonable and proper, present and future regulations and ordinances of the City of Austin, Texas, in the enforcement of the proper Police, Traffic and Fire regulations; and the right of revocation is retained, if after hearing it is found by the City Council that the said Broadway Oil Company has failed and refused and will continue to fail and refuse to perform any such conditions, regulations, and ordinances.

(Recommendations attached)

"September 27, 1956

"Mr. W. T. Williams, Jr.  
City Manager  
Austin, Texas

"Dear Sir:

"We, the undersigned, have considered the application of Broadway Oil Company for permission to construct, maintain, and operate a drive-in gasoline filling station and to construct commercial driveways in conjunction therewith upon the property located at the northwest corner of the intersection of Grover Avenue and Keenig Lane, which property fronts 139.69 feet on Grover Avenue and 149.92 feet on Keenig Lane, being known as portions of Lots 16 and 17 of Block W of Violet Crown Heights, in the City of Austin, Travis County, Texas, and the property upon which this filling station is to be located is owned by Broadway Oil Company, and is under lease to Phillips Petroleum Company. We hereby advise that the following conditions exist.

"The property upon which this filling station is to be located is designated as "LR" Local Retail, upon the zoning maps of the City of Austin.

"All drainage, natural or otherwise, from this filling station is to be disposed of in such a manner that such drainage will not flow across the sidewalk area into the street, and furthermore, shall not create a nuisance to others in the neighborhood. It is understood that the disposal of such drainage shall be entirely the responsibility of the property owners. Any waste connection to a storm sewer which empties into an open drainageway shall be discontinued, if the waste becomes a nuisance or damages any property or rights of others in the vicinity of the open drainageway.

"We recommend that Broadway Oil Company be granted permission to construct, maintain, and operate said drive-in gasoline filling station and to construct curbs, ramps, and sidewalks in conjunction therewith subject to the following conditions.

"(1) That all buildings and equipment shall be placed inside of the property line; correct lines to be obtained before construction starts or equipment is installed. Lines and grades to be obtained from the Department of Public Works for entrances and driveways; building lines to be approved by the City Building Inspector. That the applicant shall confer with the Department of Public Works as to future grades of the sidewalks and gutters on the adjacent streets before he starts any construction relative to the filling station.

"(2) That only underground tanks shall be used, and that all pumps shall be so located that it will be impracticable to service motor vehicles therefrom while said motor vehicles are standing on any part of a sidewalk, street, or alley.

"(3) That the gasoline tanks, pumps, and all equipment used in connection with the storage and handling of gasoline shall be an approved type and shall bear the label of Underwriters Laboratories, Inc., and that all construction of the filling station improvements shall be in accordance with the Building Ordinance, the Zoning Ordinance, the Filling Station Ordinance, and in accordance with the ordinance prohibiting the disposal of commercial water or oils upon the City Streets.

"(4) That the grades of the station shall be such that no waste water or oils or any floor washings shall ever pass over the City sidewalk area and that all of said oils and water shall be concentrated into a combined grease and sand trap which shall be constructed in accordance with our standard plan 2 - H - 146.

"(5) That all filling station improvements, pump islands, driveways, ramps, gutters, sidewalks, and curbs shall be constructed of concrete at the expense of the applicant as set forth upon the plan, hereto attached, which plan bears the Department of Public Works file number 2 - H - 1465.

"(6) Expansion joints shall be constructed as shown upon the plan, hereto attached, marked 2 - H - 1465 and shall be of the pre-moulded type.

"(7) When the owner considers that he has complied with all the requirements of the City of Austin for filling stations, he shall apply for a final inspection, and upon approval, the Building Inspector shall issue a Certification of Operation before such filling station can be put into service.

"Respectfully submitted,  
(Sgd) S. Reuben Rountree, Jr. (Wm.O)  
Director of Public Works  
(Sgd) J. C. Eckert  
Building Inspector"

The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller

Noes: None

Mayor Miller brought up the following ordinance for its third reading:

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF 31.14 ACRES OF LAND OUT OF THE GEORGE W. SPEAR LEAGUE AND THE GEORGE W. DAVIS SURVEY IN TRAVIS COUNTY, TEXAS, WHICH SAID ADDITIONAL TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF AUSTIN, IN PARTICULARS STATED IN THE ORDINANCE.

The ordinance was read the third time and Councilman Long moved that the ordinance be finally passed. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller

Noes: None

The Mayor announced that the ordinance had been finally passed.

Mayer Miller brought up the following ordinance for its second reading:

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF 31.38 ACRES OF LAND, INCLUDING ALL OF ALLANDALE WEST SECTIONS ONE AND TWO, BOTH BEING SUBDIVISIONS OF PORTIONS OF THE JAMES P. DAVIS SURVEY, IN TRAVIS COUNTY, TEXAS, WHICH SAID ADDITIONAL TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF AUSTIN, IN PARTICULARS STATED IN THE ORDINANCE.

The ordinance was read the second time and Councilman Long moved that the ordinance be passed to its third reading. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller  
Noes: None

Mayer Miller brought up the following ordinance for its second reading:

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF 40.25 ACRES OF LAND, SAME BEING ALL OF HIGHLAND HILLS SECTION ONE, HIGHLAND HILLS SECTION TWO, HIGHLAND HILLS SECTION THREE AND HIGHLAND HILLS SECTION 4, ALL BEING SUBDIVISIONS OF PORTIONS OF THE THOMAS J. CHAMBERS SURVEY IN TRAVIS COUNTY, TEXAS, WHICH SAID ADDITIONAL TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF AUSTIN, IN PARTICULARS STATED IN THE ORDINANCE.

The ordinance was read the second time and Councilman Long moved that the ordinance be passed to its third reading. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller  
Noes: None

Councilman Palmer offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on September 25, 1956, for the installation of 12 inch and 8 inch water main in Clawson Road from Lightsey Road to Fortview Road and from Fortview Road to Manchaca Road; and,

WHEREAS, the bid of Karl B. Wagner Engineering Construction Inc. in the sum of \$6,174.36 was the lowest and best bid therefor, and the acceptance of such bid has been recommended by the Superintendent of the Water and Sanitary Sewer Department of the City of Austin, and by the City Manager; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the bid of Karl B. Wagner Engineering Construction Inc. in the sum of \$6,174.36 be and the same is hereby accepted, and W. T. Williams, Jr., City Manager of the City of Austin is hereby authorized and directed to execute a contract on behalf of the City of Austin with Karl B. Wagner Engineering Construction Inc.

The motion, seconded by Councilman Pearson, carried by the following vote:  
Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller  
Noes: None

Councilman Long made inquiry of the complaint she had reported about blasting. The City Manager stated MR. SCHMIDT and MR. DAVIS investigated, and found it was being done under control, and that the people were to be notified before hand.

Councilman White inquired of the City Attorney if he had looked into the request concerning the alley at 2009 South 1st Street, in which 107' had not been used as an alley. The City Attorney stated he had checked into this.

The Mayor noted the request to meet with the Planning Commission and with the Consultant on October 3rd.

Councilman Pearson inquired about what more could be done about the residents in the St. John's area to put up their water taps; that they would pay them, and others would ask for a refund. It was decided to extend the time another 30 days, and issue an order that there would be no refunds made until the 30 days are up. After November 1st, if the 17 remaining residents did not put up the deposits, then the project would be abandoned and all the money refunded. It was suggested that the group be written and informed of the city's desire to make the improvements in the neighborhood depending on those concerned putting up their deposits.

Pursuant to published notice thereof public hearing was held on the following zoning matters:

- a. Corrections and clarification to eliminate clerical errors and possible conflict of provisions;
- b. Revisions in the fee schedule for zoning change applications and Board of Adjustments Appeals;
- c. Changes in the regulations with respect to area exempted from the off-street parking requirements and the operation of parking lots in all USE districts.

MRS. MITCHELL stated the Capitol Area Master Plan would be off the press, and the Master Plan will be available next week, and they referred to this area (off-street parking requirements) and that the Council might want to study these. MRS. HODGE asked that the area not be extended to Rio Grande, as this

was still a residential area, with demitories, rooming houses, and apartments, and she did not think this extended area would go commercial for a while. MR. LANDON BRADFELD, member of the citizens committee, who studied the off-street parking question, asked that no delay be made in the question, and that it was the committee's recommendation that the exempt area run from 1st to 29th; from West Avenue to East Avenue. Mr. Bradfield stated the committee had thought a better approach would be to govern the off-street parking by height and area requirements. MR. ERWIN was anxious to go on with this area now, and study to see if relief could not be given in other areas where development is tight.

MR. JOHN ECKERT, Building Inspector, explained the height and area provisions. MR. MILLHOUSE, Architect, stated that in their office they had had over a million dollars' worth of building in the past few months in which they had to advise their clients that they could not build due to this particular ordinance. The off-street parking was discussed at length. The Mayor stated the matter would be laid over until next week. The City Attorney brought up the other two matters on which public hearing had been advertised. As to the change in fees, Mr. Bradfield did not believe the builders would object. The Mayor stated this also would be laid over.

The Council recessed at 12:20 until 2:00 P.M.

Recessed Meeting

2:00 P.M.

At 2:00 P. M. the Council held a public hearing on the T.B. Sanatorium. It was the opinion of MR. WARDLOW, of the T.B. Association, DR. J.E. JOHNSON, and DR. MORRISON that the T.B. Hospital not be abandoned and the patients sent to Brackenridge, but that a new policy be set up, whereby the Sanatorium be maintained for the treatment of patients, rather than using it merely as a waiting place before patients were transferred to the State Sanatorium. It was their belief that if the Sanatorium were kept, there would be a decrease in the patients leaving the state sanatoriums against medical advice and returning to their communities, and that they would be more willing to be hospitalized in their own county. Mr. Wardlow asked that a survey be made of the situation in Travis County, at the Association's expense. MRS. ALDEN DAVIS representing the Federation of Women's Clubs and the T.B. Association listed the efforts of the clubs and community in securing the sanatorium and in contributing for special furnishings, and stated their interest in keeping the Sanatorium. MR. FRANK PINEDO was anxious for a survey to be made before any move was taken. MR. JOE MANOR was against abandoning the Sanatorium. MR. PAIGE KEETON, member of the Hospital Advisory Board, believed the care of the tubercular person should be on the state level, and that the facilities at Brackenridge were adequate for these patients while they were waiting to be transferred. MR. JOHN SIMPSON, member of both the Hospital Advisory Board and the T.B. Association, stated if the policy of the Sanatorium were to be changed where it would be a place for continued treatment, the Sanatorium should be kept; but if it remained as a "holding station", the services at Brackenridge would be better. MR. EVANS SWANN explained a trial period in which the sanatorium did care for recuperating patients, and stated the maximum number was 33 patients. DR. BETHEA, State Director of Board of Hospitals and Schools, outlined the expansion program of the state to be inadequate if the quarantine law was rigidly enforced. DR. McSHANE gave statistics on the number of patients. DR. J. M. SLOAN, Medical Director for the Driscoll Hospital for Children in Corpus Christi, and DR. WALTER BROWN, Staff Physician for Hilltop Sanatorium, outlined their programs

in Nueces County. DR. PRIMER gave an account of the cases in Austin--those which were staff cases, those which were private cases, and those which were Veterans Administration cases, and reported on the work of his office. The Mayor outlined the beginning of the Sanatorium, and also went over the budget for public health for this year. He listed various requests for the use of the Sanatorium should it ever be abandoned. The Board thought by concentrating the T.B. patients at Brackenridge that they could get just as good service as at the Sanatorium. MR. WARDLOW thanked the Council and asked that it give this matter serious study and get expert help to decide whether the hospital should be maintained and how it could be operated to the best interest of the Community.

The Council received notice that the following applications for change of zoning had been referred to the Plan Commission and that public hearing before the Council was set for November 1, 1956:

|   |   |   |
|---|---|---|
| LORENA McFARLAND                        | 1101D-1103D Springdale Road<br>& 4600-4604 Prock Lane                     | From "A" Residence<br>To "B" Residence                      |
| V. L. CAROTHERS                         | 4004-4016 So. Congress Ave.<br>& 100-112 Ortiz Street                     | From "C" Commercial<br>To "C-1" Commercial                  |
| C. D. DAVIS                             | 832 East 53 $\frac{1}{2}$ St. & 5310-<br>5506 Helen Street                | From "A" Residence &<br>"C" Commercial<br>To "C" Commercial |
| SIDNEY F. WRIGHT &<br>N. J. RABENSBURG  | 1903-1907 & 2201 Lamar Blvd.<br>1306-1308 & 1309-1311 West<br>22nd Street | From "BB" Residence<br>To "O" Office                        |
| H. H. LUEDECKE &<br>WILLIAM H. LUEDECKE | 1103 West 40th Street   | From "A" Residence<br>To "C" Commercial                     |
| MRS. MARY MADELEY                       | 711 West 14th Street  | From "B" Residence<br>To "O" Office                         |
| TEXAS RESTAURANT ASSN.<br>et al         | 2701-2801 Cole Street   | From "B" Residence<br>To "C" Commercial                     |

There being no further business the Council adjourned subject to the call of the Mayor.

APPROVED

  
Mayor

ATTEST:

  
City Clerk